
TITLE 326 AIR POLLUTION CONTROL BOARD
#02-55(APCB)

SUMMARY/RESPONSE TO COMMENTS FROM THE SECOND COMMENT PERIOD

The Indiana Department of Environmental Management (IDEM) requested public comment from July 1, 2002, through July 31, 2002, on IDEM's draft rule language.

IDEM received comments from the following parties:

National Marine Manufacturers Association

NMMA

Following is a summary of the comments received and IDEM's responses thereto.

Comment: It is NMMA's understanding that IDEM is amending 326 IAC 20-48 to incorporate by reference 40 CFR Subpart VVVV (66 FR 44232, August 22, 2001 and 65 FR 50504, October 3, 2001). By incorporating 40 CFR Subpart VVVV, IDEM exempts boat builders from 326 IAC 20-25, except for pigmented gel coat operations, clear gel coat operations, and tooling gel coat operations. In the case of these three processes, boat builders have the option to be able to use gel coat with a higher average hazardous air pollutant (HAP) content, if the material is applied by nonatomized methods. These proposed average HAP limits are listed in 326 IAC 20-48-2. Boat builders can also choose to continue to use atomized application methods and comply with the gel coat standards in the boat manufacturing national emission standards for hazardous air pollutants (NESHAP). Other provisions include adoption of the compliance dates in the federal rule and references or methods to estimate HAP emissions from boat manufacturing. Provided that NMMA is correct in its understanding of the intent of this new rule, our members can support the IDEM plan. (NMMA)

Response: IDEM has developed draft rule language for a new rule, 326 IAC 20-48, Emission Standards for Hazardous Air Pollutants for Boat Manufacturing, and NMMA's understanding of the intent of this new rule is correct.

Comment: NMMA is concerned that its members did not receive direct notification when changes were first proposed in the Indiana Register in March 2002, and requests that IDEM directly notify them of future rulemakings that affect their businesses. (NMMA)

Response: IDEM appreciates the commenter's interest in this rule. The first comment period is a opportunity for stake holders to comment on the rulemaking prior to draft language being developed. While IDEM often provides direct notification to interested parties of draft rule language published in the second notice, we typically do not provide extra notice of the first comment period beyond publication in the Indiana Register. The Indiana Register is easily accessible to stakeholders on the State of Indiana web site. In this case, we did provide direct notice of the second comment period and draft rule language to interested parties in July 2002, including NMMA.